

1 JOSEPH P. RUSSONIELLO (CASBN 44332)  
United States Attorney

2 BRIAN J. STRETCH (CASBN 163973)  
3 Chief, Criminal Division

4 CHAD M. MANDELL (ILBN 6286783)  
5 Special Assistant United States Attorney

6 150 Almaden Boulevard  
7 San Jose, California 95113  
Telephone: (408) 535-5059  
Facsimile: (408) 535-5066  
Email: chad.mandell@usdoj.gov

8 Attorneys for the United States of America  
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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

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14 UNITED STATES OF AMERICA, ) No. CR 08 00313 JW  
15 Plaintiff, ) STIPULATION AND [PROPOSED] *June 7, 2008*  
16 v. ) ORDER EXCLUDING TIME FROM JUNE  
17 JUVENAL LOPEZ-CASTRO, ) 9, 2008 TO JULY 7, 2008 FROM THE  
18 Defendant. ) SPEEDY TRIAL ACT CALCULATION  
19 \_\_\_\_\_ ) (18 U.S.C. § 3161(h)(8)(A))  
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21 The parties stipulate that the time between June 7, 2008 to July 7, 2008 is excluded under the  
22 Speedy Trial Act, 18 U.S.C. §3161, and agree that the failure to grant the requested continuance  
23 would unreasonably deny defense counsel reasonable time necessary for effective preparation,  
24 taking into account the exercise of due diligence. Finally, the parties agree that the ends of justice  
25 served by granting the requested continuance outweigh the best interest of the public, and the  
26 defendant in a speedy trial and in the prompt disposition of

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1 criminal cases. 18 U.S.C. §3161(h)(8)(A).

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3 DATED: June 9, 2008

JOSEPH P. RUSSONIELLO  
United States Attorney

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5 /s/  
6 CHAD M. MANDELL  
Special Assistant United States Attorney

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8 /s/  
9 LARA VENNARD  
Attorney for Defendant

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## ORDER

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the time between June 9, 2008 to July 7, 2008 is excluded under the Speedy Trial Act, 18 U.S.C. §3161. The court finds that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. Furthermore, the Court finds that the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. The court therefore concludes that this exclusion of time should be made under 18 U.S.C. §3161(h)(8)(A).

IT IS SO ORDERED.

DATED: June 10, 2008

*James Ware*  
JAMES WARE  
UNITED STATES DISTRICT JUDGE